

02-24-03

CPA/2700

Express Mail Mailing Label No. EL 953994303 US

#11

**CONTINUED PROSECUTION APPLICATION (CPA)
REQUEST TRANSMITTAL**Submit an original, and a duplicate for fee processing
(Only for Continuation or Divisional applications under 37 CFR 1.53(d))CHECK BOX,
if applicable:
☐ DUPLICATEADDRESS TO: **Box CPA**
Commissioner for Patents
Washington, D.C. 20231

Attorney Docket No.	ICO-004
First Named Inventor	Elsbree
Examiner Name	T.J. Joseph
Group Art Unit	2174

RECEIVED
FEB 26 2003
Technology Center 2600This is a request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d),
(continued prosecution application (CPA)) of prior application number 09/478,775,
filed on January 6, 2000, entitled Graphical Human-Machine Interface on a Portable Device.RECEIVED
FEB 27 2003
Technology Center 2600**NOTES**

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that was filed under 35 U.S.C. 111(a) before May 29, 2000, and is complete as defined by § 1.51(b); (2) a design application that is complete as defined by § 1.51(b); or (3) a national stage of an international application that was filed under 35 U.S.C. 363 before May 29, 2000, and is in compliance with 35 U.S.C. 371. A notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 U.S.C. § 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

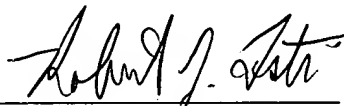
35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered.

1. ☒ Enter the unentered amendment previously filed on December 20, 2002 under 37 CFR 1.116 in the prior nonprovisional application.
2. ☐ A preliminary amendment is enclosed.
3. ☐ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
 - a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

 - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent is enclosed.
5. ☐ Information Disclosure Statement (IDS) is enclosed:
 - a. ☐ PTO-1449
 - b. ☐ Copies of IDS Citations

	(1) CLAIMS	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c))	12 - 20 =	0	x \$ 18 =	\$ 0.00
	INDEPENDENT CLAIMS (37 CFR 1.16(b))	3 - 3 =	0	x \$ 84 =	\$ 0.00
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			+ \$ 280 =	\$
				BASIC FEE (37 CFR 1.16(a))	\$ 750.00
	Total of above Calculations =				\$ 750.00
	Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28).				\$ 375.00
	TOTAL =				\$ 375.00

6. ☒ Small entity status:
- a. ☐ Applicant claims small entity status.
- b. ☒ was established in the prior application and is still proper and desired.
- c. ☐ is no longer claimed.
7. ☐ A check in the amount of \$ ____ is enclosed.
8. ☐ The Commissioner is hereby authorized to credit overpayments or charge any additional fees required under 37 C.F.R. 1.16 and 1.17 to Deposit Account No. 20-0531.
9. ☒ A Petition and Fee for Extension of Time for one month has been filed. A courtesy copy is attached.
10. a. ☐ Receipt for Facsimile Transmittal CPA (PTO/SB/29A).
b. ☒ Return Receipt Postcard.
11. ☒ NO FEE IS ENCLOSED. THE FEE AND SURCHARGE WILL BE PAID AFTER RECEIPT OF A MISSING PARTS NOTICE (FILING DATE GRANTED).

CORRESPONDENCE ADDRESS	SIGNATURE BLOCK
Direct all correspondence to: Patent Administrator Testa, Hurwitz & Thibault, LLP High Street Tower 125 High Street Boston, MA 02110 Tel. No.: (617) 248-7000 Fax No.: (617) 248-7100	Respectfully submitted,  Robert J. Tosti Attorney for Applicant(s) Testa, Hurwitz & Thibault, LLP High Street Tower 125 High Street Boston, MA 02110 Date: February 21, 2003 Reg. No. 35,393 Tel. No.: (617) 248-7374 Fax No.: (617) 248-7100

2583470